

HDM:JOE
F. #2022R00309

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK
----- X

UNITED STATES OF AMERICA

- against -

JOHN LHOTA,

Defendant.

S U P E R S E D I N G
I N F O R M A T I O N

Cr. No. 22-CR-411 (S-1) (FB)
(T. 18, U.S.C., §§ 842(i)(3), 982(a)(2),
982(b)(1), 1960(a), 2 and 3551 et seq.;
T. 21, U.S.C., § 853(p))

----- X

THE UNITED STATES ATTORNEY CHARGES:

POSSESSION OF AN EXPLOSIVE DEVICE

1. On or about April 3, 2022, within the Eastern District of New York and elsewhere, the defendant JOHN LHOTA, who was then an unlawful user of and addicted to a controlled substance defined in section 102 of the Controlled Substances Act, 21 U.S.C. § 802, knowingly possessed explosive materials, to wit: gasoline and paper, which had been shipped and transported in and affecting interstate or foreign commerce.

(Title 18, United States Code, Sections 842(i) and 3551 et seq.)

CRIMINAL FORFEITURE ALLEGATION

2. The United States hereby gives notice to the defendant that, upon his conviction of the offense charged herein, the government will seek forfeiture in accordance with Title 18, United States Code, Section 982(a)(2), which requires any person convicted of such offense to forfeit any property constituting, or derived from, proceeds obtained directly or indirectly as a result of such offense.

3. If any of the above-described forfeitable property, as a result of any act or omission of the defendant:

- (a) cannot be located upon the exercise of due diligence;
- (b) has been transferred or sold to, or deposited with, a third party;
- (c) has been placed beyond the jurisdiction of the court;
- (d) has been substantially diminished in value; or
- (e) has been commingled with other property which cannot be divided

without difficulty;

it is the intent of the United States, pursuant to Title 21, United States Code, Section 853(p), as incorporated by Title 18, United States Code, Section 982(b)(1), to seek forfeiture of any other property of the defendant up to the value of the forfeitable property described in this forfeiture allegation.

(Title 18, United States Code, Sections 982(a)(1) and 982(b)(1); Title 21, United States Code, Section 853(p))

By Carolyn Pokorny, Assistant U.S. Attorney

BREON PEACE
UNITED STATES ATTORNEY
EASTERN DISTRICT OF NEW YORK

No.

UNITED STATES DISTRICT COURT

EASTERN *District of* NEW YORK

CRIMINAL DIVISION

THE UNITED STATES OF AMERICA

vs.

JOHN LHOTA,

Defendant.

SUPERSEDING INFORMATION

(T. 18, U.S.C., §§ 842(i)(3), 982(a)(2), 982(b)(1), 1960(a), 2 and 3551 et
seq.; T. 21, U.S.C., § 853(p))

A true bill.

Foreperson

Filed in open court this ----- *day,*

of ----- *A.D. 20* -----

Clerk

Bail, \$ -----

John O. Enright, Assistant U.S. Attorney (718) 254-6203